

REMARKS / ARGUMENTS

Claims 1-20 are pending in the application. Claims 1-19 are objected to. Claim 20 is new. By the foregoing amendment, the applicants have amended claims 1-6, 10, 12-16 and 19. The applicants have canceled claims 17-18. No new matter is added by the amendments. In view of the foregoing amendments and following discussion, the applicants submit that all pending claims are in condition for allowance.

On page 2 of the Office Action the Examiner objected to claims 1-16 for containing non-elected subject matter. By the foregoing amendments the applicants have deleted all non-elected subject matter (i.e., all instances in which **R**³ and **R**⁴ are other than substituted or unsubstituted phenyl). The applicants submit claims 1-16 and 19 are in allowable form. Accordingly, the applicants respectfully request the Examiner withdraw the objection.

Applicants submit that all claims pending in the patent application are in condition for allowance. Accordingly, both reconsideration of this application and its swift passage to issuance are earnestly solicited. The fees for a RCE, one additional claim and a three (3) month extension of time are submitted herewith. In the event there are any fees due and owing in connection with this matter, please charge same to our Deposit Account No. 11-0223.

Respectfully submitted,

Dated: May 21, 2008

By: s/Timothy X. Gibson/
Timothy X. Gibson
Attorney for Applicant(s)
Reg. No. 40,618

Patent Department
Boehringer Ingelheim Corp.
900 Ridgebury Road
P.O. Box 368
Ridgefield, CT 06877
Tel.: (203) 798-4868